

# TENNESSEE WASTEWATER SYSTEMS, INC.

A PUBLIC UTILITY CO.

July 25, 2005

Honorable Pat Miller  
Chairman  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243-0505

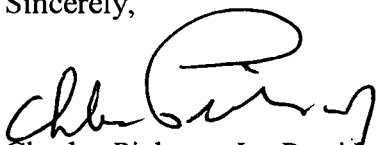
RE: Petition to amend Certificate of Convenience and Necessity

05 JUL 25 PM 4 09  
THREGL/TPZY/  
DUCKET ROBIT  
05-00200

Dear Chairman Miller:

Tennessee Wastewater Systems, Inc. desires to expand its service area to include a portion of Cocke County, Tennessee, known as Emerald Pointe. The attached Petition is in support of our request.

Sincerely,



Charles Pickney, Jr., President  
Tennessee Wastewater Systems, Inc.

**7638 River Road Pike Nashville TN 37209-5733**  
**(615) 356-2880 Fax (615) 356-7295**

**BEFORE THE TENNESSEE REGULATORY AUTHORITY  
NASHVILLE, TENNESSEE**

\_\_\_\_\_, 2005

**IN RE: PETITION OF TENNESSEE WASTEWATER SYSTEMS,  
INC. TO AMEND ITS CERTIFICATE OF  
CONVENIENCE AND NECESSITY**

**DOCKET No.** \_\_\_\_\_


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Petition of Tennessee Wastewater Systems, Inc.  
To amend its Certificate of Convenience and Necessity

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Tennessee Wastewater Systems, Inc. ("TWS") petitions the Tennessee Regulatory Authority ("TRA") to amend TWS's Certificate of Convenience and Necessity to expand its service area to include a portion of Cocke County known as Emerald Pointe. (See proposed service area map (Exhibit "A")). We are proposing to provide wastewater service to a portion of the county per the request of the Land Works developer Bryan S. Seigler. The property includes parcel 3.00 and is shown on the enclosed Tax Maps 23 & 24. The parcel encompasses approximately 99 acres. The system will be designed and constructed to serve approximately 65 lots (residential and commercial - approximately 15,000 gallons per day) and can be expanded later if needed. The estimated system revenue is on attached sheet. We have applied for a TDEC permit, but have not received a final permit number at this time. No contracts have been signed at this point. However, it is the intention of the parties that Tennessee Wastewater will own the collection, treatment, and dispersal systems and will own the property that the systems occupies. Neither the City of Newport, nor the Cocke County Government desires or has plans to provide sewer service to this area (see attached letters). After approval, the construction of the system, which is comprised of watertight effluent collection, fixed film treatment, and subsurface drip dispersal will take approximately 60 days to complete and the estimated value of the contribution in aid of construction is approximately \$200,000.00. Tennessee Wastewater will not invest any capital in the system.

Respectfully submitted,



Charles Pickney Jr., President  
Tennessee Wastewater Systems, Inc

# **Emerald Pointe**

## **Projected Subdivision Build-Out**

2006 - 7 homes  
2007 - 26 homes  
2008 - 19 homes  
2009 - 8 homes  
2010 - 5 homes

### **Estimated System Costs and Revenues for Five Years**

	<u><b>2006</b></u>	<u><b>2007</b></u>	<u><b>2008</b></u>	<u><b>2009</b></u>	<u><b>2010</b></u>
<b>Costs</b>	2,700	12,750	20,100	23,000	24,850
<b>Revenues</b>	2,950	13,900	21,900	25,000	27,000

**Tennessee Wastewater Systems, Inc.**  
**Sewer Service Billing Summary**  
**Residential Sewer Rates**

<b>System</b>	<b>Monthly Charge</b>
Oakwood Subdivision – Maury County – 99-00393 - Sheet 1	\$35.11
Southridge Subdivision – Montgomery County – 97-01104 - Sheet 2	\$23.94 + actual costs
Swan Harbor – Roane County – 97-01003 – Sheet 3	\$35.11
River Road Utility District – Cheatham County – 97-01394 – Sheet 4	\$31.15
Milcrofton Utility District – Williamson County – 97-01393 – Sheet 5	\$37.21
Tall Oaks Subdivision – Blount County – 98-00790 - Sheet 6	\$35.11
Yoakum Hollow Dev. (Windsor Pt) – Campbell County – 98-00881 – Sheet 7	\$35.11
Shreibman Development – Cannon County – 98-00880 – Sheet 8	\$35.11
Cornerstone of Mitchell Creek – Overton County – 99-00357 – Sheet 9	\$35.11
Bolton Area – Shelby County - 99-00724 – Sheet 10	\$32.68
Ussery #1- Sevier County – 00-00198 – Sheet 11	\$35.11
Harbor Pointe – Dekalb County – 00-00149 - Sheet 12	\$35.11
Hidden Springs Resort – Sevier County – 00-00379 - Sheet 13	\$35.11
Eagle Crest Development – Sevier County – 01-00234 – Sheet 14	\$35.11
Legacy Bay – Hawkins County – 00-00622 - Sheet 15	\$35 11
Dollywood Project (Dream Catcher Ridge) - Sevier County – 01-00424 – Sheet 16	\$35.11
Homestead Subdivision – Sevier County – 01-00423 – Sheet 17	\$35.11
Rice Property (Blue Water Bay) – DeKalb County – 01-00425 – Sheet 18	\$35.11
East Stewart – Stewart County – 01-00229	Lagoon – Sheet 19 \$30 98
	Fixed Film Treatment – Sheet 20 \$35.11
Fees: Nonpayment – 5%, Disconnection - \$10, Reconnection - \$15, Return Check - \$20, Access - \$84/yr	

**Tennessee Wastewater Systems, Inc.  
Sewer Service Billing Summary  
Residential Sewer Rates**

<b>System</b>	<b>Monthly Charge</b>
Eagle Springs Subdivision – Sevier County – 01-00445 – Sheet 21	\$35.11
Jackson Bend Subdivision – Blount County - 01-00221 – Sheet 22	\$35.11
Browning Subdivision – Knox County – 01-00492 – Sheet 23	\$35.11
Starr Crest II – Sevier County - 01-00755 – Sheet 24	\$35.11
City of Coopertown - Robertson County - 00-01128	
Lagoon – Sheet 25	\$30.98 +
	3% Franchise fee
Fixed Film Treatment – Sheet 26	\$35.11 +
	3% Franchise fee
Horseshoe Bend – Bedford County – 01-01025 – Sheet 27	\$35.11
Eagle Crest II - Sevier County – 01-01128 – Sheet 28	\$35.11
Eagle Crest Resort – Sevier County – 01-00183 – Sheet 29	\$35.11
Gnatty Branch Retreat – Sevier County – 02-00055 – Sheet 30	\$35.11
Airbase Road Condominiums – Blount County – 02-00478 - Sheet 31	\$35.11
Goose Creek Area -Williamson County – 02-00172 – Lagoon - Sheet 32	\$35.50
Fixed Film Treatment – Sheet 33	\$40.71
Falling Waters – Sevier County – 02-00782 – Sheet 34	\$35.11
Stewart County West – Stewart County – 02-00477 - Sheet 35	\$35.11
Lighthouse Point Condominiums – Jefferson County – 02-00732 – Sheet 36	\$35.11
The Highlands – Sevier County – 02-00781 – Sheet 37	\$35.11
Highland Cove – Dekalb County – 03-00242 – Sheet 38	\$35.11

Fees: Nonpayment – 5%, Disconnection - \$10,  
Reconnection - \$15, Return Check - \$20, Access - \$84/yr

**Tennessee Wastewater Systems, Inc.  
Sewer Service Billing Summary  
Residential Sewer Rates**

<b>System</b>	<b>Monthly Charge</b>
Tims Ford State Park Area-Franklin County - 03-00286 - Lagoon – Sheet 39	30.98 + bonding costs
Fixed Film Treatment – Sheet 40	35.11+ bonding costs
Black Bear – Sevier County – 03-00192 – Sheet 41	\$35.11
Sunnybrook – Robertson County – 03-00307 – Sheet 42	\$35.11
Sevier County – Sevier County – 03-00045                      Lagoon – Sheet 43	\$30.98
Fixed Film Treatment – Sheet 44	\$35.11
Smoky Cove Subdivision – Sevier County – 03-00377 – Sheet 45	\$35.11
King Branch Road – Sevier County – 03-00386 – Sheet 46	\$35.11
Paris Landing - Henry County – 03-00544 – Lagoon Treatment – Sheet 47	\$30.98
Fixed Film Treatment – Sheet 48	\$35.11
Walnut Grove – Giles County - 04-00054 – Sheet 49	\$35.11
Turner's Landing – Hamblen County – 04-00053 – Sheet 50	\$35.11
Spring Creek Ranch – Shelby County – 04-00123 - Sheet 51	\$35.11
Marion Womack Property (Creekview Estates) – Sumner County – 04-00170 – Sheet 52	\$35.11
Arbor Crest Subdivision – Davidson County – 04-00171 – Sheet 53	\$35.11
Merril Taylor Subdivision – Blount County - 04-00274 – Sheet 54	\$35.11
Wyndsong Subdivision – Blount County – 04-00395	\$35.11
Huffines Development – Robertson County – 04-00393	\$35.11
Williamson County West - Williamson County – 04-00394                      Lagoon	\$35.50
Fixed Film Treatment -	\$40.71

Fees: Nonpayment – 5%, Disconnection - \$10,  
Reconnection - \$15, Return Check - \$20, Access - \$84/yr

**Tennessee Wastewater Systems, Inc.  
Sewer Service Billing Summary  
Residential Sewer Rates**

<b>System</b>	<b>Monthly Charge</b>
Trillium Cove Condominiums – Blount County – 05-00030	\$35.11
Marvin Keys RV Park – Cocke County – (Pending)	\$35.11
Blackberry Ridge Subdivision – Bedford County – (Pending)	\$35.11
Steve Jones Subdivision – Union County – (Pending)	\$35.11
Grainger's Landing Condominiums – Grainger County – (Pending)	\$35.11
German Creek Marina and Resort – Grainger County – (Pending)	\$35.11
Smoky Village Subdivision – Sevier County - (Pending)	\$35.11
Fentress Service Area – Fentress County – (Pending)	Lagoon \$30.98 Fixed Film Treatment \$35.11
<b>Emerald Pointe – Cocke County</b>	<b>\$35.11</b>

Fees: Nonpayment – 5%, Disconnection - \$10,  
Reconnection - \$15, Return Check - \$20, Access - \$84/yr

**Tennessee Wastewater Systems, Inc.  
Sewer Systems with Commercial Customers**

<b>System</b>	<b>County</b>
Townsend Town Square – 99-00659	Blount County
Coopertown - 00-01128	Robertson County
East Stewart – 01-00229	Stewart County
Highway 31 Project (Herndon's BP) - 01-00446	Robertson County
Lyles Texaco - 01-00756	Hickman County
Topside Business Park – 01-00220	Blount County
Stewart County West - 02-00477	Stewart County
Cedar Hill Baptist Church – 03-00287	Robertson County
Tims Ford Area – 03-00286	Franklin County
Sunnybrook - 03-00307	Robertson County
Sevier County - 03-00045	Sevier County
Smoky Cove Subdivision – 03-00377	Sevier County
King Branch Road – 03-00386	Sevier County
Weigel's Convenience Store – 03-00519	Roane County
Paris Landing Area – 03-00544	Henry County
Turner's Landing – 04-00053	Hamblen County
Spring Creek Ranch – 04-00123	Shelby County
Marion Womack Property (Creekview Estates) – 04-00170	Sumner County
Arbor Crest Subdivision – 04-00171	Davidson County
Merril Taylor Subdivision - 04-00274	Blount County
Black Bear Ridge Expansion – 04-00045	Sevier County

**Tennessee Wastewater Systems, Inc.  
Sewer Systems with Commercial Customers**

<b>System</b>	<b>County</b>
Legacy Laurel Branch - 04-00045	Sevier County
Legacy Mountain – 04-00045	Sevier County
Legacy the Preserves – 04-00045	Sevier County
Starr Crest II Phase 4 – 04-00045	Sevier County
Timber Tops Rental Center – 04-00045	Sevier County
Trailhead – 04-00045	Sevier County
Wyndsong Subdivision – 04-00395	Blount County
Huffines Development – 04-00393	Robertson County
Williamson County West - 04-00394	Williamson County
Trillium Cove Condominiums – 05-00030	Blount County
Tennessee State Bank-Wears Valley Branch (Pending)	Sevier County
Marvin Keys RV Park (Pending)	Cocke County
Brownlee Commercial Building (Pending)	Blount County
Grainger's Landing Condominiums (Pending)	Grainger County
German Creek Marina and Resort (Pending)	Grainger County
Fentress Service Area (Pending)	Fentress County
<b>Emerald Pointe</b>	<b>Cocke County</b>

## Tariff Rate Sheet

### Commercial Sewer Rates – with food service

The monthly sewer charge per customer is based on the design daily flow expected from the type of establishment being served. A minimum of \$100 per month will be charged for up to the first 300 gallons per day of design flow expected. (Except off-site which will have a \$94.00 minimum plus pass through costs.) For each additional 100 gallons per day of design flow expected, up to a total of 1,000 gallons per day, an additional charge of \$18 00 per month per 100 gallons will be levied. For design flows expected over 1,000 gallons per day, up to 3,000 gallons per day, the following monthly charges per 1,000 gallons of daily flow will apply.

#### Disposal

<u>Treatment</u>	<u>Drip Irrigation</u>	<u>Point Discharge</u>	<u>Off Site</u>
<u>Sand-Gravel Filter</u>	\$170 00	\$192 00	N/A
<u>Lagoon</u>	\$142 00	\$163 00	N/A
<u>* Off Site</u>	N/A	N/A	Pass through costs & \$94 00

For design daily flows over 3,000 gallons, the monthly charge on all system configurations will be \$142 00 per 1000 gallons of daily flow.

Additional surcharges will apply when customers exceed their expected design flows. For any month that a customer's water meter reading exceeds the expected design flow, the following surcharges will apply:

<b>Excess water usage</b>	<b>Surcharge</b>
1 gallon to 1,000 gallons above expected design flow	\$210.00
1,001 gallons to 2,000 gallons above expected design flow	\$220.00
Over 2,000 gallons above expected design flow	\$220.00/1000 gallons

If the water meter readings exceed the design flow for any three consecutive months, the monthly charge will be revised to reflect the increased usage and any capital costs associated with increasing the capacity of the system will be paid by the customer.

\* Off Site means treatment and disposal by another entity such as a city or utility district

**Fees:** Nonpayment – 5%  
 Disconnection - \$10  
 Reconnection - \$15  
 Returned Check - \$20  
 City of Coopertown Franchise Fees: 3%

## Tariff Rate Sheet

### Commercial Sewer Rates – without food service

The monthly sewer charge per customer is based on the design daily flow expected from the type of establishment being served. A minimum of \$75 per month will be charged for up to the first 300 gallons per day of design flow expected. (Except off-site which will have a \$73.00 minimum plus pass through costs.) For each additional 100 gallons per day of design flow expected, up to a total of 1,000 gallons per day, an additional charge of \$15.00 per month per 100 gallons will be levied. For design flows expected over 1,000 gallons per day, up to 3,000 gallons per day, the following monthly charges per 1,000 gallons of daily flow will apply.

#### Disposal

<u>Treatment</u>	<u>Disposal</u>		
	<u>Drip Irrigation</u>	<u>Point Discharge</u>	<u>Off Site</u>
	<u>Sand-Gravel Filter</u>	\$140 00	\$165 00
	<u>Lagoon</u>	\$116 00	\$140 00
	<u>* Off Site</u>	N/A	N/A
			Pass through costs & \$73 00

For design daily flows over 3,000 gallons, the monthly charge on all system configurations will be \$116.00 per 1000 gallons of daily flow.

Additional surcharges will apply when customers exceed their expected design flows.

For any month that a customer's water meter reading exceeds the expected design flow, the following surcharges will apply:

<b>Excess water usage</b>	<b>Surcharge</b>
1 gallon to 1,000 gallons above expected design flow	\$175.00
1,001 gallons to 2,000 gallons above expected design flow	\$200.00
Over 2,000 gallons above expected design flow	\$200.00/1000 gallons

If the water meter readings exceed the design flow for any three consecutive months, the monthly charge will be revised to reflect the increased usage and any capital costs associated with increasing the capacity of the system will be paid by the customer.

\* Off Site means treatment and disposal by another entity such as a city or utility district

**Fees:** Nonpayment – 5%  
 Disconnection - \$10  
 Reconnection - \$15  
 Returned Check - \$20  
 City of Coopertown Franchise Fees: 3%

June 8, 2005

Tennessee Wastewater Systems, Inc.  
P.O. Box 22771  
Knoxville, TN 37933-0771

Re: Emerald Point Subdivision wastewater

To Whom It May Concern:

We hereby request that Wastewater Systems, Inc. be our designated utility provider for Emerald Point Subdivision.

If you have any questions, or if I can provide any additional details, please contact me.

Sincerely,



Bryan S. Seigler  
President



**Mailing Address**  
PO Box 519  
Newport, TN 37822

**Office Address**  
170 Cope Boulevard  
Newport, TN 37821

**Phone**  
(423) 625-2800

**Fax**  
(423) 623-5767

**Website**  
[www.newportutilities.com](http://www.newportutilities.com)

June 22, 2005

Tennessee Wastewater Systems, Inc.  
PO Box 22771  
Knoxville, TN 37933-0771

Attn: Michael Himes, M.S., P.E.

Dear Michael:

In response to your inquiry dated June 17, 2005 concerning parcel 3.00, Tax Maps 23 and 24, Newport Utilities does not have plans to supply sewer to this parcel within the next 12 months.

If you have any questions, please let me know.

Sincerely,

A handwritten signature in black ink, appearing to read 'Lee Baker', is written over a horizontal line.

Lee Baker  
General Manager

cc: Carrol Proffitt

# CITY OF NEWPORT

330 E. MAIN STREET • P.O. BOX 370 • NEWPORT, TENNESSEE 37822

FAX: 423-623-7098

ROLAND DYKES

MAYOR  
(423) 623-1063

CONNIE BALL  
VICE-MAYOR

ALDERMEN  
Leon Bryant  
Faye Fish  
Roger Butler  
Jimmy Clark

JACK SHEPHERD  
RECORDER  
423-623-7323

TERRY E. HURST  
CITY ATTORNEY

TIM DOCKERY  
RECREATION DIRECTOR

J. MAURICE SHULTS  
CHIEF OF POLICE

WAYNE BUTLER  
FIRE CHIEF

BEN HICKS  
STREET SUPERINTENDENT

June 24, 2005

Mr. Michael Hines, M.S., P.E.  
Vice President  
Tennessee Wastewater Systems, Inc.  
P.O. Box 22771  
Knoxville, TN 37933-0771

Re: Proposed Emerald Pointe Sewer System -Cocke County

Dear Mr. Hines,

The City of Newport will not provide sewers to this property within the next 12 months

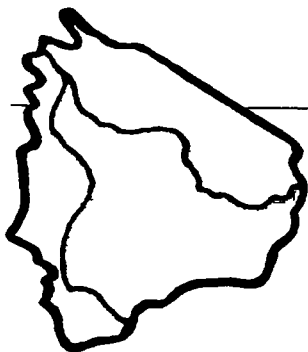
Thank you very much.

Sincerely,

*Connie Ball*

Connie Ball  
Interim Mayor  
City of Newport

CB/jb



## COCKE COUNTY GOVERNMENT

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June 22, 2005

**Iliff McMahan, Jr.**  
**COCKE COUNTY MAYOR**

Michael Hines, M.S. P.E.  
Tennessee Wastewaters Systems, Inc.  
P.O. Box 22771  
Knoxville, TN 37933-0771

Dear Mr. Hines:

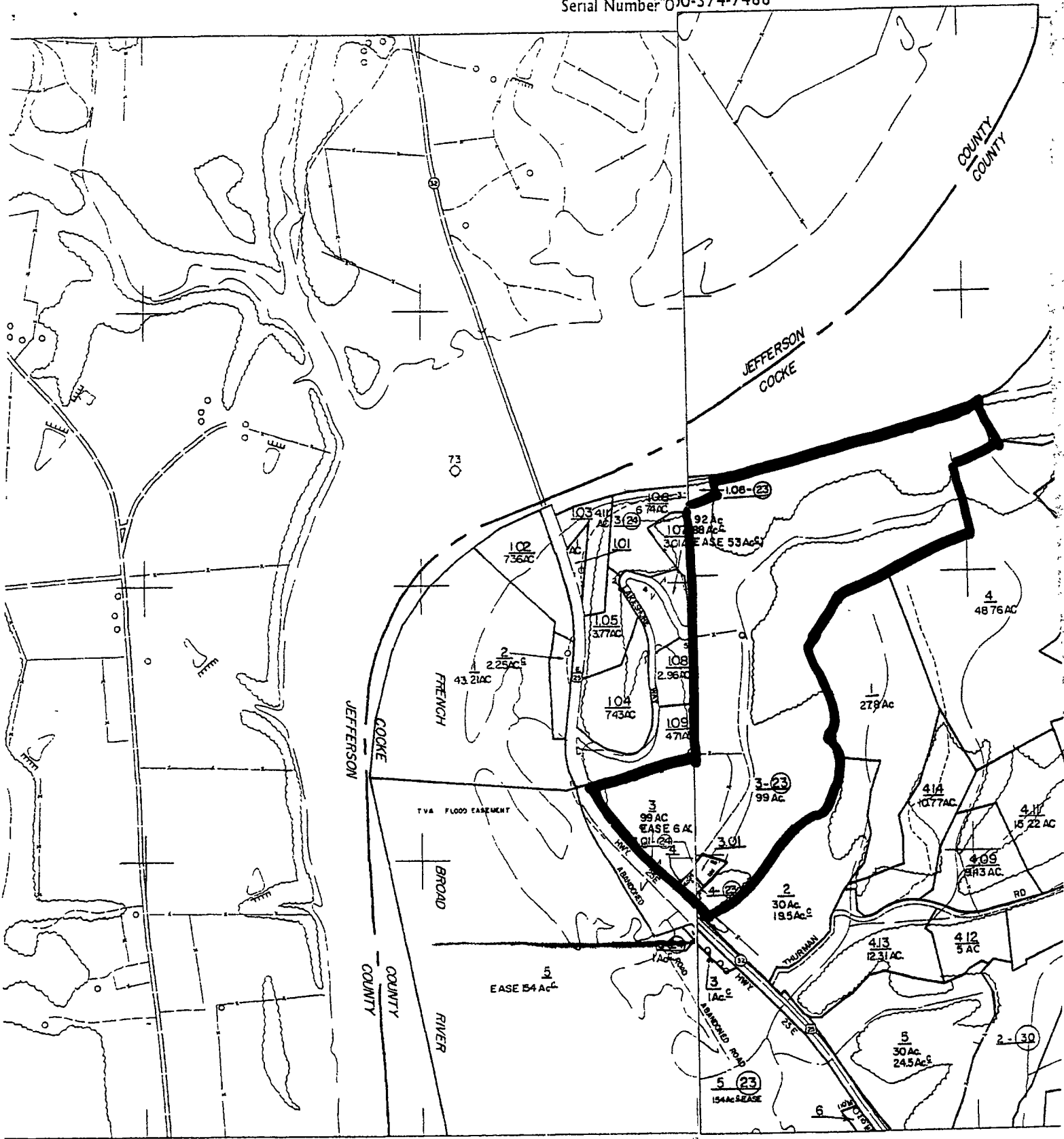
Per your request concerning a statement from Cocke County Government concerning a sewage collection system to serve the proposed Emerald Pointe located in Cocke County that includes parcel 3.00, Tax Maps 23 and 24. Cocke County does not have any plans to extend sewer service to that area in the near future.

Please call 423-623-8791 if you have questions or need additional information regarding this matter.

Sincerely,

Iliff McMahan, Jr.

IM:bc



9
24
30

- REVISIONS -		
1 6-79	6 3-99	11 5-00
2 4-81	7 1-92	12 6-02
3 4-84	8 7-94	13
4 12-85	9 3-96	14
5 1-08	10 10-98	15

COCKE CO, TENN		MAP #
SCALE 1"=400'	DISTRICT 4	23
DATE OF FLYING MAY 1988		
DATE COMPILED APRIL 1987		
HUNNICUTT & ASSOCIATES, INC.	ST. PETERSBURG, FLORIDA	

UNITED AERIAL MAPPING  
SAN ANTONIO, TEXAS

**'Exhibit A'**  
**Emerald Pointe**